## IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re:

STUDENT FINANCE CORPORATION,

Debtor.

CHARLES A. STANZIALE, JR.,
CHAPTER 7 TRUSTEE OF STUDENT
FINANCE CORPORATION,
Plaintiff,

VS.

MCGLADREY & PULLEN, LLP, and MICHAEL AQUINO,

Defendant(s).

Chapter 7

Case No. 02-11620-JBR

Adversary Proceeding No. 04-58003 (DDS)

## **CERTIFICATE OF MERIT**

The undersigned, Donald J. Crecca, hereby certifies as follows:

- 1. I am an attorney with the law firm of Schwartz Tobia and Stanziale, P.A. and a member of the Bar of the State of New Jersey.
- 2. The above-captioned action involves professional liability claims against defendants, McGladrey & Pullen, LLP and Michael Aquino, as such claims are defined in Pennsylvania Rule of Civil Procedure 1042.1. Pennsylvania Rule of Civil Procedures 1043.01 requires the filing of a Certificate of Merit with respect to any professional liability claim.
- 3. I hereby certify that an appropriate licensed professional, a certified public accountant, has supplied written statements that there exists a reasonable probability that the care, skill or knowledge exercised or exhibited in the practice or the work that is the subject of the complaint on the part of the defendants, McGladrey & Pullen, LLP and

Michael Aquino, fell outside acceptable professional standards and that such conduct was a cause in bringing about the harm referenced in the complaint.

Dated: February 22, 2005 Wilmington, Delaware THE BAYARD FIRM

Charlene D. Davis, Esquire (No. 2336) Daniel K. Astin, Esquire (No. 4068) Christopher A. Ward, Esquire (No. 3877) 222 Delaware Avenue, Suite 900 Wilmington, Delaware 19899 Phone: (302) 655-5000

-and-

SCHWARTZ, TOBIA and STANZIALE, P.A.

## /s/ Donald J. Crecca

Donald J. Crecca, Esquire Jeffery T. Testa, Esquire Kip's Castle, 22 Crestmont Road Montclair, New Jersey 07042 Phone: (973) 746-6000

Counsel for Charles A. Stanziale, Jr. as Chapter 7 Trustee